

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

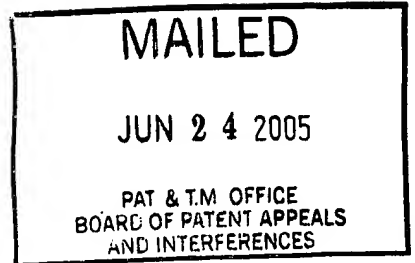
Ex parte CHRISTIAN G. TONNA,  
HELMUT SCHRODER-BRUMLOOP, and CHRISTOPH DURAND

Application No. 09/220,462

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on May 18, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

On May 19, 2000 and February 27, 2002, appellants filed Information Disclosure Statements (IDSs). It is not clear from the record whether the examiner fully considered the IDSs submitted (i.e., "PCT Search Report") or whether the examiner notified appellants of why their submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.



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Accordingly, it is

ORDERED that this application be returned to the examiner for: 1) consideration of the Information Disclosure Statements filed May 19, 2000 and February 27, 2002; 2) appropriate written notification by the examiner to appellants of such consideration; and 3) for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of this appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By: 

Dale M. Shaw  
Program and Resource Administrator  
(571)272-9797

cc: Otis Elevator Company  
Intellectual Property Department  
10 Farm Springs  
Farmington, CT 06032

DMS/tdl